

**United States District Court**  
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

MOUANG SAECHO, individually and on  
behalf of all others similarly situated,

No. C 15-00815 WHA

Plaintiff,

v.

LANDRY'S INC, a Delaware corporation,  
and McCORMICK & SCHMICK  
RESTAURANT CORP., a Delaware  
corporation,

**ORDER DENYING  
DEFENDANT'S REQUEST  
TO CONTINUE HEARING ON  
PLAINTIFF'S MOTION FOR  
CLASS CERTIFICATION**

Defendants.

Defendant McCormick & Schmick Restaurant Corp. has filed a motion for administrative relief seeking to continue the hearing on plaintiff's motion for class certification, which the Court continued to March 10, because Attorney Nicholas Murray, the lead associate assigned to this case, will be on vacation that week. McCormick & Schmick does not state that Attorney Murray will conduct the oral argument on its behalf and offers only the conclusory statement that it will be prejudiced if Attorney Murray cannot attend the hearing. Plaintiff opposes McCormick & Schmick's motion because further continuing the resolution of this motion (for which the deadline has already been extended due to McCormick & Schmick's discovery delays) will not allow enough time for class notice, if necessary, before any dispositive motions will be heard.

No good cause shown, McCormick & Schmick's request for a continuance is hereby **DENIED**. All deadlines remain in place.

**IT IS SO ORDERED.**

Dated: February 10, 2016.

  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE